

**UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND**

JUDY JIEN, <i>et al.</i> ,  Plaintiffs,  v.  PERDUE FARMS, INC., <i>et al.</i> ,  Defendants.	Case No. 1:19-cv-2521-SAG
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**DEFENDANT JENNIE-O TURKEY STORE, INC.’S MOTION TO DISMISS  
PLAINTIFFS’ SECOND AMENDED CONSOLIDATED COMPLAINT**

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Defendant Jennie-O Turkey Store, Inc. (“JOTS”) hereby moves the Court for an order as follows:

1. Granting JOTS’s Motion to Dismiss Plaintiffs’ Second Amended Consolidated Complaint;
2. Dismissing with prejudice all of Plaintiffs’ claims against JOTS in the Second Amended Consolidated Complaint; and
3. Directing entry of an immediate final judgment in JOTS’s favor under Rule 54(b) of the Federal Rules of Civil Procedure because there is no just reason for delay.

Alternatively, if the Court is not inclined to grant JOTS’s Motion to Dismiss in its entirety, then JOTS moves the Court for an order dismissing with prejudice all claims against JOTS in the Second Amended Consolidated Complaint for conduct occurring prior to 2015.

JOTS is entitled to dismissal for the reasons set forth in its Memorandum of Law in Support of its Motion to Dismiss Plaintiffs’ Second Amended Consolidated Complaint—which is filed contemporaneously with this individual motion.

JOTS joins in the motion to dismiss filed by Defendant Cargill Meat Solutions Corporation, also filed contemporaneously herewith.

Dated: December 18, 2020

Respectfully submitted,

/s/ Jonathan H. Todt

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*Attorneys for Jennie-O Turkey Store, Inc.*

**CERTIFICATE OF SERVICE**

I certify that, on December 18, 2020, the foregoing Motion to Dismiss was electronically filed with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel of record in this matter.

/s/ Jonathan H. Todt  
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